

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

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TRACY HØEG, M.D., Ph.D.; RAM
DURISETI, M.D., Ph.D.; AARON
KHERIATY, M.D.; PETE
MAZOLEWSKI, M.D.; and AZADEH
KHATIBI, M.D., M.S., M.P.H.,

Plaintiffs,

v.

GAVIN NEWSOM, Governor of the
State of California, in his
official capacity; KRISTINA
LAWSON, President of the
Medical Board of California, in
her official capacity; RANDY
HAWKINS, M.D., Vice President
of the Medical Board of
California, in his official
capacity; LAURIE ROSE LUBIANO,
Secretary of the Medical Board
of California, in her official
capacity; MICHELLE ANNE BHOLAT,
M.D., M.P.H., DAVID E. RYU,
RYAN BROOKS, JAMES M. HEALZER,
M.D., ASIF MAHMOOD, M.D.,
NICOLE A. JEONG, RICHARD E.
THORP, M.D., VELING TSAI, M.D.,
and ESERICK WATKINS, members of
the Medical Board of
California, in their official
capacities; and ROB BONTA,
Attorney General of California,

No. 2:22-cv-01980 WBS AC

ORDER RELATING CASES

1 in his official capacity,
2 Defendants.

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4 LETRINH HOANG, D.O.; PHYSICIANS
FOR INFORMED CONSENT, a not-for
5 profit organization; and
6 CHILDREN'S HEALTH DEFENSE,
CALIFORNIA CHAPTER, a
7 California Nonprofit
Corporation,

8 Plaintiffs,

9 v.

10 ROB BONTA, in his official
capacity as Attorney General of
11 California; and ERIKA CALDERON,
in her official capacity as
12 Executive Officer of the
Osteopathic Medical Board of
13 California,

14 Defendants.

No. 2:22-cv-02147 WBS AC

15 PIERRE KORY, M.D., BRYAN TYSON,
16 M.D., LETRINH HOANG, D.O.,
PHYSICIANS FOR INFORMED
17 CONSENT, a not-for-profit
corporation, and CHILDREN'S
18 HEALTH DEFENSE, a not-for-
profit corporation,

19 Plaintiffs,

20 v.

21 ROB BONTA, in his official
22 capacity as Attorney General of
California, REJI VARGHESE, in
23 his official capacity as
Executive Director of the
24 Medical Board of California,
ERIKA CALDERON, in her official
25 capacity as Executive Officer
of the Osteopathic Medical
26 Board of California,

27 Defendants.

No. 2:24-cv-00001 DJC AC

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Examination of the above-entitled actions reveals that they are related within the meaning of Local Rule 123(a), because they involve First Amendment challenges to the discipline of physicians by the medical boards of California for the provision of Covid-19-related "misinformation." Accordingly, the assignment of the matters to the same judge is likely to effect a substantial saving of judicial effort and is also likely to be convenient for the parties.

Under the regular practice of this court, related cases are generally assigned to the judge and magistrate judge to whom the first filed action was assigned.

The parties should be aware that relating the cases under Local Rule 123 merely has the result that both actions are assigned to the same judge; no consolidation of the actions is effected. The parties should also be aware that, while the court has chosen to hear motions in the Høeg and Hoang matters concurrently, the Kory matter will proceed separately.

IT IS THEREFORE ORDERED that the actions denominated Høeg v. Newsom, 2:22-cv-01980 WBS AC, Hoang v. Bonta, 2:22-cv-02147 WBS AC, and Kory v. Bonta, 2:24-cv-00001 DJC AC, be, and the same hereby are, deemed related. The case denominated Kory v. Bonta, 2:24-cv-00001 DJC AC, shall be reassigned to the Honorable WILLIAM B. SHUBB. Any dates currently set in the reassigned case only are hereby VACATED. Henceforth, the captions on documents filed in the reassigned case shall be shown as Kory v. Bonta, 2:24-cv-00001 WBS AC.

IT IS FURTHER ORDERED that the Clerk of the Court make

an appropriate adjustment in the assignment of cases to
compensate for this reassignment.

Dated: January 3, 2024



WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE